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11 Attorneys for Defendant
GOOGLE INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 ORACLE AMERICA, INC.,

16 Plaintiffs,

17 v.

18 GOOGLE INC.,

19 Defendant.
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Case No. 3:10-cv-03561 WHA

**GOOGLE INC.'S RESPONSE RE
ADMINISTRATIVE MOTIONS TO SEAL
MATERIAL IN DR. KEARL'S REPORT**

Dept. Courtroom 8, 19th Fl.
Judge: Hon. William Alsup

1 In an effort to resolve disputes and reduce the amount of sealed material, Google
2 withdraws its request to seal the damages opinion numbers in the Report of the court-appointed
3 Rule 706 Expert, Dr. Kearl. *See e.g.* ECF Nos. 1583, 1596, and 1623. Google also withdraws its
4 request to seal any numbers or figures that are derived from the Kim model, such as the diversion
5 ratio. In addition, Google will not seek to seal Dr. Kearl's damages opinion numbers in the Rule
6 706 Expert related responses and Oracle's MIL number 7 filed on April 8, 2016, *see* ECF 1619,
7 1621, 1622, 1625. Google maintains its request to seal non-public financial data, such as highly
8 sensitive financial data related to Android.

9 However, in so doing Google states that Oracle is wrong to suggest that somehow
10 Google's previous request to seal was an attempt to manipulate a jury pool by sealing larger
11 numbers -- indeed, Google has not sought to seal the largest damages number disclosed in the
12 expert reports -- Oracle's number for disgorgement of profits.

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14 Dated: April 12, 2016

KEKER & VAN NEST LLP

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16 By: /s/ Robert A. Van Nest
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